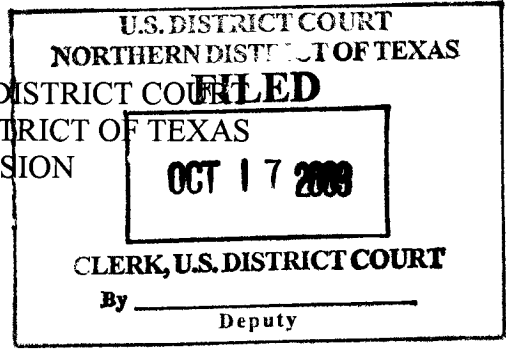


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ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION



EFFICIENT NETWORKS, INC.

*Plaintiff,*

v.

BROMAX COMMUNICATIONS, INC.  
AND CYBERTAN TECHNOLOGY, INC.

*Defendants.*

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Civil No. 03-CV-01976 **K**

**AGREED MOTION TO DISMISS**

TO THE HONORABLE COURT:

The parties to this case, having reached a settlement of the matters at issue in this action,  
hereby request the entry of the Agreed Order of Dismissal With Prejudice submitted herewith.

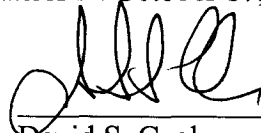
Respectfully submitted,

  
\_\_\_\_\_  
David S. Coale  
State Bar No. 00787255  
Jennifer Evans Morris  
State Bar No. 24013198  
Carrington, Coleman, Sloman  
& Blumenthal, L.L.P.  
200 Crescent Court, Suite 1500  
Dallas, TX 75201  
Phone: (214) 855-3000  
Fax: (214) 855-1333

*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

The foregoing instrument and accompanying Agreed Order were served in accordance with the Federal Rules of Civil Procedure on all counsel on October 17, 2003.

A handwritten signature in black ink, appearing to read 'D. Coale', is written over a horizontal line.

David S. Coale